

ATTORNEY DOCKET: 72270

**NOTICE OF APPEAL FROM THE**  
**PRIMARY EXAMINER TO THE BOARD OF APPEALS**

In re Application of : RICCI et al.  
Serial No. : 10/581,964  
For (title) : DEVICE FOR PERFORMING ANALYSES . . .  
Filed : June 7, 2006  
Group Art Unit : 1797  
Dated : **May 24, 2010**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 222313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated January 22, 2010 of the primary Examiner finally rejecting claims 1-11, 13-34 and 41-52.

Respectfully submitted  
for Applicant,

A handwritten signature in black ink, appearing to read 'J. McGlew', with a stylized flourish extending to the right.

By: \_\_\_\_\_  
John James McGlew  
Reg. No. 31,903  
McGLEW AND TUTTLE, P.C.

- and -



By: \_\_\_\_\_  
Brian M. Duncan  
Reg. No. 58,505  
McGLEW AND TUTTLE, P.C.

(Rule 191 (b))

Post Office Address                      **McGLEW AND TUTTLE, P.C.**  
(To which correspondence            **SCARBOROUGH STATION**  
is to be sent)                              **SCARBOROUGH, NEW YORK 10510-9227**

JJM:BMD

72270-11

Enc.: Government Fee for Notice of Appeal  
Petition for One Month Extension

SCARBOROUGH STATION  
SCARBOROUGH, NEW YORK 10510-9227  
DATED: May 24, 2010

NOTE: SHOULD ANY FEE BE REQUIRED, THE PATENT AND TRADEMARK  
OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT  
ACCOUNT 13-0410 AND ADVISE.